

RESOLUTION NO.

**A RESOLUTION OF THE COUNCIL OF THE CITY OF SAN JOSE SUPPORTING THE CITY'S APPLICATION TO THE STRATEGIC GROWTH COUNCIL FOR ITS SUSTAINABLE COMMUNITIES PLANNING GRANT AND INCENTIVE PROGRAM, AND AUTHORIZING THE CITY MANAGER TO SUBMIT THE APPLICATION, ACCEPT AND IMPLEMENT THE GRANT IF AWARDED, AND EXECUTE ALL RELATED DOCUMENTS**

**Name of Proposal:           Urban Village Master Plan and Zoning Code Revisions for East Santa Clara Street and Alum Rock Avenue**

**WHEREAS**, the Legislature and Governor of the State of California have provided funds for the Sustainable Communities Planning Grant and Incentive Program under the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Bond Act of 2006 (Proposition 84); and

**WHEREAS**, the Strategic Growth Council has been delegated the responsibility for the administration of this grant program, establishing necessary procedures; and

**WHEREAS**, said procedures require all award recipients commit to threshold requirements; and

**WHEREAS**, said procedures established by the Strategic Growth Council require a resolution certifying the approval of application(s) by the City Council of the City of San Jose ("City") before submission of said application(s) to the State of California; and

**WHEREAS**, the City, if selected, will enter into an agreement with the State of California to carry out the development of an Urban Village Master Plan and Zoning Code Revisions for East Santa Clara Street and Alum Rock Avenue ("Proposal") to help create a vibrant mixed-use pedestrian-oriented and environmentally sustainable urban corridor along portions of East Santa Clara Street and Alum Rock Avenue;

**NOW, THEREFORE**, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF SAN JOSE THAT THE CITY COUNCIL:

1. Approves the filing of an application to the Strategic Growth Council for the Sustainable Communities Planning Grant and Incentive Program for the development of an Urban Village Master Plan and Zoning Code Revisions for East Santa Clara Street and Alum Rock Avenue ("Proposal") in order to become a more sustainable community; and
2. Certifies that the City of San Jose ("City") will have sufficient funds to develop the Proposal or will secure the resources to do so; and
3. Certifies that the Proposal will comply with any applicable laws and regulations including being consistent with the State's Planning Priorities identified in Government Code Section 65041.1 and summarized below:
  - Promote infill development and invest in existing communities; and
  - Protect, preserve and enhance agricultural land and natural resources; and
  - Encourage location and resource efficient new development; and
4. Certifies that threshold requirements outlined in the grant guidelines, including consideration of the Ocean Protection Council Sea Level Rise Guidance, will be met; and
5. Agrees to reduce, on as permanent a basis as feasible, greenhouse gas emissions consistent with California Global Warming Solutions Act of 2006 (Division 25.5 (commencing with Section 3850) of the Health and Safety Code) and any applicable regional plan; and

6. Agrees to meet the Collaboration Requirements of the focus area applicable to the Proposal; and includes all required documents in the application package; and
7. Authorizes the City Manager or designee to conduct on behalf of City all negotiations and to execute and submit on behalf of City all documents including, but not limited to, applications, agreements, payment requests and so on, which may be necessary for the completion of the aforementioned Urban Village Master Plan and Zoning Code Revision Project and to accept and implement the grant award if awarded.

ADOPTED this \_\_\_\_\_ day of \_\_\_\_\_, 2012, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

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CHUCK REED  
Mayor

ATTEST:

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DENNIS D. HAWKINS, CMC  
City Clerk